

## KANSAS RACING AND GAMING COMMISSION

### MINUTES – AUGUST 13, 2021

CALL TO ORDER  
(A.)

Chairman David Moses called the August 13, 2021 meeting to order at 9:30 a.m. The meeting was held via teleconference. Notice of this teleconference was given to the public via the KRGC website, Public Square website, and social media. Commissioners Brandon Jones, Kelly Kultala and Dave Myres were also present. Others present included Executive Director Don Brownlee, General Counsel Judith Taylor, Director of Administration, Audit, and Finance Brandi White, Director of Security and Electronic Gaming, Roger Bailey, and other staff.

MOTION, EXECUTIVE  
SESSION; PERSONNEL  
MATTERS; ATTORNEY-  
CLIENT PRIVILEGE AND  
BACKGROUND REPORTS  
(B.)

Commissioner Jones (Kultala) moved that the Commission go into executive session for the purpose of discussing attorney-client privileged communications and reviewing the list of confidential backgrounds for licensing. In addition to the commissioners, those included were the executive director and general counsel for the attorney-client privilege portion, and the executive director, general counsel, and director of security and electronic gaming for reviewing the list of confidential backgrounds for licensing. The total time for the executive session was anticipated to be twenty-five minutes until 10:00 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 4-0 and the meeting was adjourned to executive session at 9:33 a.m.

RECONVENE  
(C.)

The commission meeting returned to open session at 10:05 a.m. with Chairman Moses, Commissioner Jones, Commissioner Myres and Commissioner Kultala present. It was noted that the executive session ended at 10:00 a.m. but reconvened at 10:05 a.m. due to the delay caused by the time taken to move between conference lines.

MOTION, APPROVE  
AGENDA  
(D.)

Commissioner Jones (Kultala) moved to approve the agenda. Motion carried 4-0.

MOTION, APPROVE  
July 23, 2021  
MEETING MINUTES  
(E.)

Commissioner Myres (Kultala) moved to approve the minutes of the July 23, 2021 meeting. Motion carried 4-0.

MOTION, APPROVE  
CONSENT AGENDA  
(F.)

Commissioner Kultala (Myres) moved to approve the consent agenda (four items). Motion carried 4-0.

LOTTERY GAMING  
FACILITY  
REPORTS/ITEMS; BOOT  
HILL CASINO & RESORT  
(G.1.a.)

Diane Giardine, General Manager, reported:

- July 2021 revenue numbers compared to July 2020:
  - Total gaming revenue up 29.15%
  - Total slot revenue up 28.22%
  - Table games revenue up 38.63%
- Events and Promotions:
  - Continuity gifts
  - Weekly Kiosk Games
  - July headline promotion - \$100,000 Crack the Code Game
  - Blue Oyster Cult, July 9
  - Polaris Ranger giveaway, July 31 and August 7
  - Fourth of July Fireworks with City of Dodge City
  - Dodge City Days, July 30 to August 8
  - Dodge City Days concert at United Wireless Arena – Chris Lane, Tyler Farr and Adam Doleac, July 31
  - Rodeo, August 3-8
  - Cattle Drive, August 7
  - August headline promotion – Drop and Win Games
  - Mercy Me, August 22
- Boot Hill Casino’s COVID-19 precautions and the impact on staff and patrons

LOTTERY GAMING  
FACILITY  
REPORTS/ITEMS; KANSAS  
STAR  
(G.2.a.)

Jeff Babinski, Vice President and General Manager, reported:

- Admissions up 16% compared to July 2020
- July 2021 revenue numbers compared to July 2020:
  - Total gross gaming revenue up 7.3%
  - Slot coin-in up 7.6%
  - Slot hold down .09 pts
  - Table games drop up 46%
  - Table games hold down 4.8 pts

- Upcoming Events and Promotions:
  - Wichita Flea Market, July 17 & 18, August 27, Sept 18-19
  - Kansas EMS Association Conference starting August 12
  - Gift Giveaway, July 17
  - Final Poker Bad Beat Giveaway, July 31
  - High Plains Journal Farmers Show, August 21-22
  - Clint Black, August 27
  - Rock of the 70's, September 4
  - America, September 11
  - Kansas Emergency Management Assoc., September 15-16
  - Gin Blossoms, September 24
  - Air Supply, September 25
  - Kansas Health Care Association, September 29-30
- Kansas Star Casino's COVID-19 precautions and the impact on staff and patrons

LOTTERY GAMING  
FACILITY  
REPORTS/ITEMS;  
HOLLYWOOD CASINO AT  
KANSAS SPEEDWAY  
(G.3.a.)

Al Thompson, Vice President of Casino Operations, reported:

- Admissions were up 51.9% compared to July 2020
- July 2021 revenue numbers compared to July 2020:
  - Total gross gaming revenue up 51.2%
  - Slot revenue up 47.4%
  - Table games revenue up 111.3%
  - Poker room remains closed, but they are actively recruiting for poker room positions and have rehired their poker room manager.
- Upcoming Events and Promotions:
  - Grills Gone Wild Giveaway, August 6
  - \$250K Pull Tab Adventure, August 7
  - Drop and Win, August 13
  - Download to Win \$25,000 Cash, August 21
  - VIP mychoice mysummer, August 27
  - \$200,000 Pigskin Playoff, starting September 7
  - Panini Press Your Luck Giveaway, September 11
  - World Series of Barbecue, September 16
- Hollywood Casino's COVID-19 precautions and the impact on staff and patrons

LOTTERY GAMING  
FACILITY  
REPORTS/ITEMS; KANSAS  
CROSSING CASINO

Jeff McKain, General Manager, reported:

- Admissions up 18.4% compared to July 2020
- July 2021 revenue numbers compared to July 2020:

(G.4.a.)

- Net slot revenue up 13.9%
- Coin in up 15.6%
- Table games drop up 55%
- Net gaming revenue up 15.8%
- Events and Promotions:
  - Casino Hot Seats, Mondays
  - Point Multiplier Kiosk games, Tuesdays
  - Camp 49 Hot Seats and lunch specials, Wednesdays
  - Casino Hot Seats, Thursdays
  - Summertime Spin Promotion, Friday July 15, 23 & 30
  - Hot dogs, party cups and t-shirts, July 3
  - Let's Deal Promotion, Saturdays in July
  - Casino Gift Day, Saturdays
  - Casino Kiosk Game, Sunday July 4
  - Gas Giveaway, July 31
  - Hot Seats, Sundays
  - 90's rock band – Blessid Union of Souls, July 17
  - Bank Buster Progressive Drawing, July 30 and August 27
  - Slot Tournament, August 14
  - Live show in the Corral – Jason Boland, August 28
- Kansas Crossing Casino's COVID-19 precautions and the impact on staff and patrons

COMMISSION ITEMS –  
OLD BUSINESS  
(H.1)

Judith Taylor, General Counsel, presented an update on proposed Article 112 responsible gambling amendments. These amendments were approved for submission to the Kansas Department of Revenue during the July 23, 2021 commission meeting, subject to receipt of input from lottery gaming facility managers. Input was subsequently provided by facility managers, with their input incorporated into a new set of proposed amendments, presented today for reapproval.

Commissioner Moses (Jones) moved to approve the revised Article 112 responsible gambling amendments incorporating facility manager suggestions. Motion carried 4-0.

COMMISSION ITEMS –  
NEW BUSINESS  
(I.)

There was no new business.

PUBLIC COMMENTS  
(J.)

There were no public comments.

STAFF REPORTS  
(K.1 and K.2)

Judith Taylor, General Counsel, reported on the Voluntary Exclusion Program statistics for the month of July 2021.

Executive Director Brownlee reported:

- The September meeting will be held in person in the large double conference rooms on the 4<sup>th</sup> floor of the Eisenhower State Office Building (ESOB) unless COVID conditions worsen and warrant holding the meeting by teleconference.
- The September meeting has been moved up one week (to September 10<sup>th</sup>) to obtain commission approval of the budget that must be submitted to the Division of Budget on September 15<sup>th</sup>. This was prior to KRGC's regularly scheduled meeting of September 17<sup>th</sup>. Because of the nature of the budget approval process, it will work better for commissioners and staff to do the review and approval in person.
- The decision to hold the meeting in person will be reviewed as the meeting date approaches in September.

MOTIONS ON LICENSE  
APPLICATIONS  
(L.1)

Commissioner Kultala (Myres) moved to *deny three* license applications and *approve the remaining 168* license applications from the August 13, 2021 list of background reports referred to the commission for action. The motion carried 4-0.

OTHER BUSINESS  
(L.2)

There was no other business.

ADJOURNMENT  
(M.)

The next commission meeting will be on September 10, 2021 at 10:00 a.m., in-person at the Eisenhower State Office Building in Topeka, KS, subject to changing to a teleconference meeting if conditions warrant.

Commissioner Myres (Jones) moved to adjourn the meeting. Motion carried 4-0. The meeting was adjourned at 10:43 a.m.

SUBMITTED BY:

Kelly Kultala

Kelly Kultala  
Vice Chair

APPROVED BY:

David Moses

David Moses  
Chairman